



Alan C. Lloyd, Ph.D.
Agency Secretary

Air Resources Board

Cindy K. Tuck, Chair
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Sacramento, California 95812 • www.arb.ca.gov



Arnold Schwarzenegger
Governor

August 26, 2005

Section 19
Determination

Mr. Paul C. Bauer, Technical Services Manager
Healy Systems, Inc.
18 Hampshire Drive
Hudson, New Hampshire 03051

Dear Mr. Bauer:

On May 5, 2005, the Air Resources Board (ARB) issued approval letter # 05-01 to Healy Systems, Inc. (Healy) requiring the Model 900 enhanced vapor recovery (EVR) nozzle be used as a certified replacement component to the Model 800 ORVR nozzle used in Executive Order G-70-191-AA (Healy ORVR Phase II Vapor Recovery System). At the time of the issuance of that letter, Healy indicated to the satisfaction of ARB staff that the Model 900 EVR nozzles were commercially available as replacements for the Model 800 ORVR nozzles.

In a letter dated August 24, 2005, Healy informed ARB that industry orders for Healy Phase II EVR equipment have far exceeded their projections. This resulted in existing stock of EVR equipment, including the Model 900 EVR nozzle, being depleted in a matter of weeks. Healy's current lead-time projection on new nozzle orders is 12-14 weeks.

Based on the commercial unavailability of Healy EVR equipment, under a section 19 determination, the Executive Officer authorizes use of the Model 800 ORVR nozzle for Executive Order G-70-191-AA (Healy ORVR Phase II Vapor Recovery System). The Model 800 ORVR nozzle and the Model 900 EVR nozzle are approved for replacement nozzles and on new installations of the Healy ORVR Phase II Vapor Recovery System, Executive Order G-70-191-AA. However, when ARB determines that the Model 900 EVR nozzle has become commercially available, ARB will issue a letter stating that the Model 900 EVR must be used as a replacement for the Model 800 ORVR nozzle.

I am also concerned with the possibility that Healy Corporation or its representative(s) may have inappropriately distributed and sold Model 800 ORVR nozzles in California in lieu of Model 900 EVR nozzles after May 5, 2005. I have contacted our Enforcement Division Chief, James Ryden, and we will be investigating the circumstances related to this situation.

If you have questions or need further information regarding this approval, please contact Paul Marzilli at (916) 445-7431 or via email at pmarzill@arb.ca.gov or Pat Bennett at (916) 322-8959 or via email at pbennett@arb.ca.gov.

Sincerely,

William V. Loscutt, Chief
Monitoring and Laboratory Division

cc: See next page

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Website: <http://www.arb.ca.gov>.

California Environmental Protection Agency

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